

Snap-On Business Solutions, Inc.  
Attn: Gerald J. Heinz, Corporate Counsel  
2801 80th Street  
Kenosha, WI 53141-1410

Re: Snap-on Business Solutions, Inc. v. O'Neil & Assoc., Inc.  
Your Claim No.: 4353  
Our File No.: 008653.00368

Invoice No. 426607

Date: 11/11/09

## SUMMARY OF CHARGES

### Summary of Time

R. Eric Gaum	REG	\$400/hr	18.70	7,480.00
Phillip G. Eckenrode	PGE	\$195/hr	11.10	2,164.50
Amanda H. Wilcox	AHW	\$305/hr	50.90	15,524.50
Abigail R. Chenoweth	ARC	\$130/hr	0.60	78.00
Theresa K. Stefanich	TKS	\$160/hr	27.90	4,464.00
Mary Rookard	MR	\$70/hr	0.70	49.00
TOTAL CURRENT FEES				29,760.00

Item	Activity	Total Hrs	Total Fees
L110	Fact Investigation/Development	5.40	\$ 1,151.50
L120	Analysis/Strategy	10.70	2,582.50
L130	Experts/Consultants	6.00	2,400.00
L140	Document/File Management	29.30	4,856.00
L190	Other Case Assessment, Devel/Admin	0.70	280.00
L210	Pleadings	0.20	61.00
L250	Other Written Motions and Submissions	1.40	560.00
L310	Written Discovery	3.10	1,240.00
L320	Document Production	12.60	3,801.50
L340	Expert Discovery	5.10	1,555.50
L390	Other Discovery	26.20	8,466.00
L420	Expert Witnesses	1.40	427.00
L440	Other Trial Preparation and Support	7.80	2,379.00
TOTAL CURRENT FEES:		109.90	\$ 29,760.00
TOTAL CURRENT COSTS:			\$ 422.93

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CURRENT INVOICE DUE:

\$ 30,182.93

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Date	Professional Services Rendered	By Whom	Code	Hours	Amount
09/24/09	Electronic Filing of Motion to Attend to Case Management Conference by Telephone.	0871	L110	0.30	21.00
10/01/09	Review of the Court's scheduling order and order related to expert witnesses and preparation of e-mail to AH Wilcox regarding the same.	0543	L190	0.70	280.00
10/01/09	Attend to e-discovery process log files.	0712	L140	4.20	672.00
10/01/09	Receipt and review of orders from court regarding future scheduling dates, docket dates.	0774	L440	0.70	213.50
10/02/09	Continue document review for document production.	0774	L320	0.90	274.50
10/02/09	Attend to e-discovery review and update database with e-discovery.	0712	L140	3.90	624.00
10/05/09	Continue preparation of discovery responses and document review.	0774	L320	1.40	427.00
10/05/09	Preparation of objections and responses to O'Neil's first set of interrogatories and requests for production of documents and things.	0543	L310	2.60	1,040.00
10/06/09	Attend to OCR document production for RE Gaum and AH Wilcox review.	0712	L140	3.10	496.00
10/07/09	Continue preparation of discovery responses.	0774	L390	0.20	61.00
10/07/09	Continue preparation of draft discovery responses and document review for document production, call with opposing counsel regarding document production.	0774	L390	3.50	1,067.50
10/07/09	Discussion with AH Wilcox regarding discovery deadlines.	0543	L390	0.50	200.00
10/07/09	Preparation of responses to O'Neil's first set of interrogatories.	0543	L390	1.90	760.00

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10/07/09	Telephone discussion with counsel for O'Neil regarding discovery deadlines.	0543	L390	0.50	200.00
10/08/09	Continue document review for preparation of discovery responses.	0774	L390	2.90	884.50
10/08/09	Attend to document production processing.	0712	L140	1.60	256.00
10/09/09	Finalize documents for production and process documents for vendor to create production set.	0712	L140	2.20	352.00
10/09/09	Finalize written discovery responses and forward to opposing counsel, continue document review for document production, receipt and review of documents from O'Neil.	0774	L390	1.80	549.00
10/12/09	Receipt and review of additional documents from O'Neil.	0774	L390	0.80	244.00
10/12/09	Forward documents to opposing counsel pursuant to requests for production.	0774	L320	0.20	61.00
10/12/09	Review of documents produced by O'Neil to understand the facts.	0543	L110	0.80	320.00
10/12/09	Attend to finalize documents for production to defense counsel.	0712	L140	3.30	528.00
10/13/09	Discussion with AH Wilcox regarding preparation of responses to written discovery requests.	0543	L310	0.20	80.00
10/13/09	Perform research relating to RAM copying in copyright litigation.	0774	L390	1.40	427.00
10/14/09	E-mail RE Gaum regarding O'Neil document production and e-discovery disclosures, e-mail G. Feezel regarding e-discovery disclosures.	0774	L120	0.50	152.50
10/14/09	Preparation of e-discovery required disclosures.	0543	L390	0.60	240.00
10/14/09	Discussion with AH Wilcox regarding e-discovery required disclosures.	0543	L390	0.30	120.00

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10/14/09	Preparation of e-mail to AH Wilcox with a copy of the draft e-discovery disclosures.	0543	L390	0.20	80.00
10/15/09	Attend to document production.	0712	L140	1.40	224.00
10/15/09	Perform copyright research relating to copyright infringement by copying into computer RAM.	0774	L110	0.20	61.00
10/15/09	Draft e-discovery disclosures, teleconference with G. Feezel regarding same.	0774	L390	0.50	152.50
10/15/09	Perform research regarding whether the loading of software or website into a computer's Random Access Memory (RAM) constitutes a "copying" of that program in violation of the Copyright Act.	1039	L120	3.00	585.00
10/15/09	Prepare memorandum summarizing case law on same.	1039	L120	0.80	156.00
10/16/09	Continue e-discovery disclosures and e-mail client.	0774	L390	0.40	122.00
10/16/09	Review PG Eckenrode memorandum regarding RAM in copyright cases.	0774	L120	0.40	122.00
10/16/09	Receipt of and review of documents from MCFA, forward letter to client.	0774	L140	0.90	274.50
10/16/09	Review of memorandum prepared on copyright infringement claim by loading software into RAM for further processing, i.e., scraping.	0543	L120	0.40	160.00
10/16/09	Discuss discovery with RE Gaum.	0774	L120	0.30	91.50
10/16/09	Telephone call with opposing counsel regarding document production, e-mail client.	0774	L120	0.70	213.50
10/16/09	Review of the local rules regarding electronic discovery.	0543	L320	0.20	80.00
10/16/09	Discussion with AH Wilcox regarding electronic discovery.	0543	L320	0.10	40.00

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10/16/09	Telephone electronic discovery conference with counsel for O'Neil.	0543	L390	0.40	160.00
10/16/09	Discussion with AH Wilcox regarding electronic discovery.	0543	L390	0.30	120.00
10/16/09	Preparation of e-mail to counsel for O'Neil regarding agreements related to the same.	0543	L390	0.30	120.00
10/19/09	Attend to document production for AH Wilcox review.	0712	L140	8.20	1,312.00
10/19/09	Review and revisions to Snap-On's e-discovery disclosures.	0543	L310	0.30	120.00
10/19/09	Complete e-discovery disclosures and forward to opposing counsel, correspond with client.	0774	L390	2.10	640.50
10/21/09	Receipt and review of correspondence from counsel for O'Neil enclosing additional documents.	0774	L140	0.30	91.50
10/22/09	Discuss expert witnesses with RE Gaum, review profession bios for potential experts.	0774	L420	1.40	427.00
10/22/09	Telephone discussion with J. Mordaunt, potential damages expert witness, regarding acting as expert witness.	0543	L130	0.60	240.00
10/22/09	Preparation of e-mail to J. Mordaunt regarding acting as damages expert.	0543	L130	0.40	160.00
10/22/09	Review of CVs for potential technical expert witnesses.	0543	L130	1.30	520.00
10/22/09	Telephone discussion with S. Soffer, potential technical expert, regarding acting as expert witness.	0543	L130	0.60	240.00
10/22/09	Discussion with AH Wilcox regarding interviewing and use of damages and technical experts.	0543	L130	0.70	280.00

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10/23/09	Continue review of expert witness information, e-mail client regarding proposed experts.	0774	L340	1.60	488.00
10/23/09	Revise motion to extend deadline to amendment, file with court.	0774	L210	0.20	61.00
10/23/09	Review documents received from O'Neil and e-mail opposing counsel regarding production of additional documents.	0774	L320	1.40	427.00
10/23/09	Preparation of motion to extend the deadline to amend the pleadings to add a claim for copyright infringement; attention to electronic filing of the same with the Court.	0543	L250	0.00	0.00
10/23/09	Telephone interview of J. Freedman, potential technical expert.	0543	L130	0.40	160.00
10/23/09	Discussion with AH Wilcox regarding potential technical expert.	0543	L130	0.20	80.00
10/23/09	Telephone discussion with J. Mordaunt, potential damages experts.	0543	L130	0.20	80.00
10/23/09	Preparation of e-mail to AH Wilcox with CVs for proposed experts.	0543	L130	0.20	80.00
10/23/09	Preparation of motion to extend the deadline to amend the pleadings to add a claim for copyright infringement.	0543	L250	0.70	280.00
10/23/09	Attention to electronic filing of the same with the Court.	0543	L250	0.70	280.00
10/23/09	Electronic filing of motion for extension of time to extend deadline to amend pleadings.	0871	L110	0.40	28.00
10/26/09	Review and revisions to draft letter disclosing expert witnesses pursuant to the Court's scheduling order.	0543	L130	0.20	80.00

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10/26/09	Discussion with AH Wilcox regarding use of in-house technical experts.	0543	L130	0.60	240.00
10/26/09	Telephone conference with J. Heinz and AH Wilcox regarding the same and overall litigation strategy.	0543	L130	0.60	240.00
10/26/09	Perform research regarding employees as expert witnesses to determine if an expert report is required under Rule 16(a)(2)(B), discuss proposed experts with client, e-mail client license expiration dates, follow up with opposing counsel regarding the production of documents.	0774	L340	2.60	793.00
10/26/09	Draft expert disclosures and forward to opposing counsel.	0774	L340	0.90	274.50
10/27/09	Assist AH Wilcox with document hard drive.	0917	L320	0.40	52.00
10/27/09	Receipt of hard drive from O'Neil with copied database data and scraping tool, e-mail scraping tool to G. Feezel, review of data on hard drive, correspond with opposing counsel regarding problems with data, discuss with opposing counsel, correspond with client regarding software demonstration of O'Neil scraping tool.	0774	L390	4.10	1,250.50
10/28/09	Correspond with client, opposing counsel, and Hahn Loeser & Parks LLP IT department regarding hard drive on-line meeting, review documents from O'Neil.	0774	L390	2.70	823.50
10/29/09	Receipt of substitute hard drive, obtain copy for client, discuss loading of files into document system with IT and paralegal staff.	0774	L390	0.80	244.00
10/29/09	Review MCFA docs and O'Neil docs.	0774	L320	3.60	1,098.00
10/29/09	Review of summation files per AH Wilcox request and e-mail to TK Stefanich regarding same.	0917	L140	0.20	26.00



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10/30/09	Strategy regarding research needed prior to document review.	1039	L120	1.00	195.00
10/30/09	Review pleadings in preparation for research regarding various causes of action which may be filed.	1039	L120	1.00	195.00
10/30/09	Initial research memorandum on same.	1039	L120	1.60	312.00
10/30/09	Meet with RE Gaum and PG Eckenrode regarding case schedule, additional claims, and injunctive relief, review hard drive documents and look at decompiled code for scraping tool, e-mail opposing counsel regarding production of source code.	0774	L440	4.20	1,281.00
10/30/09	Draft issue map for document review and outline research issues for G. Eckenrode, begin draft statement of facts.	0774	L440	2.30	701.50
10/30/09	Meet with AH Wilcox and PG Eckenrode regarding overall case planning, discovery tasks, and required legal research.	0543	L120	1.00	400.00
10/31/09	Continue review of MCFA documents.	0774	L320	4.40	1,342.00
10/31/09	Continue draft statement of facts.	0774	L440	0.60	183.00
10/31/09	Research causes of action under Ohio law for unfair competition and misappropriation of trade secrets and prepare memorandum on same.	1039	L110	3.70	721.50

Costs Advanced	Amount
Overnight Delivery/Messenger Service	\$ 9.71
Lexis	20.85
Outside Photocopy	392.37
<b>TOTAL CURRENT COSTS</b>	<b>\$ 422.93</b>

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TOTAL BALANCE DUE \$ 30,182.93